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**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

David R. MCMURTRY et al.

Group Art Unit: 2859

Application No.: 10/521,168

Examiner: Y. GUADALUPE-MCCALL

Filed: January 14, 2005

Docket No.: 122203

For: SCALE READING APPARATUS

**REQUEST FOR RECONSIDERATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In reply to the July 11, 2007 Office Action, reconsideration of the rejections is respectfully requested in light of the following remarks. Claims 23-44 are pending in this application.

Applicants note with appreciate the indication of allowable subject matter recited in claims 30-32 and 37-39.

The Office Action, in paragraph 2, rejects claims 23-29, 33, 34, 36 and 40-44 under 35 U.S.C. §102(e) over U.S. Patent No. 7,032,317 to Hertenberger et al. (hereinafter "Hertenberger"). The Office Action, in paragraph 4, rejects claim 35 under 35 U.S.C. §103(a) over Hertenberger. These rejections are respectfully traversed.